IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 13TH SEPTEMBER 2007 / 22ND BHADRA 1929

WP(C).No. 25721 of 2007(K)

OS.397/2001 of MUNSIFF COURT,CHAVAKKAD
.....

PETITIONERS:
----

1. RAJEEV, AGED 34 YEARS,
S/O VELAPPAN, VATTOMPARAMBIL HOUSE,
KANDANASERRY POST,VILLAGE, THALAPPILLY TALUK,
THRISSUR.

2. VELAPPAN, S/O VELU,
VATTOMPARAMBIL HOUSE, KANDANASSERY POST,VILLAGE,
THALAPPILLY TALUK, THRISSUR.

BY ADV. SRI.RAJIT
SRI.RANJIT BABU

RESPONDENT:

THE THAIKKAD WELFARE COMPANY PVT. LTD.,
GURUVAYOOR.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

M.N.KRISHNAN, J

==========

W.P.(C) No.25721 OF 2007

==========

Dated this the 13th day of September 2007

JUDGMENT

This writ petition is filed for a direction to the Munsiff's Court, Chavakkad to keep the warrant of arrest in abeyance and permit the petitioners to deposit the decree amount in instalments. There are two judgment debtors who are the father and son. Petitioners are highlighted the age of the father, but silent about the first judgment debtor, who is only 34 years old. I do not find any ground to disturb the finding that they are liable to be arrested. But, at the same time, I feel a breathing time can be given for them to make the payment.

Therefore, the writ petition is disposed of directing the Munsiff's Court, Chavakkad to keep in abeyance the warrant of arrest for a period of six weeks from today in order to enable the petitioners to pay the amount and avoid jail.

Writ petition is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-